

MINUTES OF MEETING OF THE BOARD OF PUBLIC WORKS, AUGUST 13, 1947.

The Board of Public Works met on August 13, 1947, in the office of the Governor, Davison Building, Baltimore, Maryland.

There were present:

Wm. Preston Lane, Jr., Governor
James J. Lacy, Comptroller
Hooper S. Miles, Treasurer.

In the absence of Mr. Kirkman, Mr. James G. Rennie, Chief of the Budget Bureau-Department of Budget and Procurement, attended the meeting.

Mr. John B. Funk, Chief Engineer, Department of Public Improvements, also attended the meeting.

In the absence of Mr. Joseph O'C. McCusker, Secretary of the Board, his secretary, Mrs. Bartlett, attended the meeting.

CONSTRUCTION:-

The Board authorized the Department of Budget and Procurement, and the Department of Public Improvements to award contracts for repair work provided in the General Construction Loan of 1947 where the amount of the lowest bid received does not exceed the sum of \$5,000.00. It was understood that authority to secure bids would have first been obtained from the Board and that proper procedure for the securing of such bids would be adhered to, and that all such bids received and accepted would be referred to the Board for formal approval at its next meeting after such acceptance.

The Board approved acceptance of bids in instances where only one bid can be and is received in connection with the deferred maintenance appropriated in the General Construction Loan of 1947, provided such bids do not exceed the amount of \$5,000. Bids so accepted, and which cover repairs on a particular manufacturer's product, for which no other bid could be obtained, are to be formally approved by the Board at the next meeting following such award.

The Board approved the assignment of architects for construction in the General Construction Loan of 1947 the same as had been employed in connection with the Post War Construction Projects, with the exception that where any changes were desired by the various departments and institutions specific requests for the appointment of architects should be made to Mr. Funk, and referred to the Board for approval.

Department of Budget and Procurement:

The Board approved request of the Department of Budget and Procurement for authority to accept the low bid of The Mullan Contracting Company, in the amount of \$650.00, for the installation of a fire wall at the State Warehouse, payment to be made from the General Construction Loan of 1947.

The Board authorized the Department of Budget and Procurement to accept the bid of Kuhn & Doherty, in the amount of \$1,556, for painting of the remainder of the exterior of the State Warehouse, this being the lowest bid received, payment to be made from the General Construction Loan of 1947.

DEPARTMENT OF Public Buildings & Grounds:

The Board, upon the recommendation of Mr. Funk, approved the employment of Taylor and Fisher, architects, for the preparation of plans and specification for the new Powder Room in Government House, Annapolis, Maryland.

Eastern Shore State Hospital:

Mr. Funk advised the Board that he had contacted the office of the Attorney General in connection with the status of Mr. Mace Brohawn, member of the Board of Managers of the Eastern Shore State Hospital, and also with the Cambridge Brick Company. Mr. Brohawn advised the Attorney General that

(August 13, 1947)

27009

he is very anxious to remain a member of the Board of Managers, and, in view of the circumstances, requested that the bid of the Cambridge Brick Company be withdrawn, for the construction of the new barn. The formal opinion of the Attorney General stated that it was felt that the State should advertise for new bids.

The Board authorized Mr. Funk to request new bids for the construction of this Barn, based on the changes recommended by him and approved by the Board of Public Works on August 6, 1947. The Board also approved the additional fee of the architect for these changes in design, and a new invitation, in the amount of approximately \$250.00. Payment is to be made from the General Construction Loan of 1947.

MARYLAND HOUSE OF CORRECTION:

Mr. Funk advised the Board that he had visited the Maryland House of Correction and carefully discussed the need for improvements to their water system, for which \$75,000 is provided in the General Construction Loan of 1947. There is urgent need for additional water and fire protection.

The Board approved request of Mr. Funk that the firm of Whitman, Requardt and Associates be retained for the preparation of the necessary drawings and specifications for this work, and that bids be received therefor.

MARYLAND STATE REFORMATORY FOR WOMEN:

The Board approved recommendation of Mr. Funk that the firm of Jamison & Marcks, 8 E. Mulberry Street, Baltimore, be retained for the preparation of plans and specifications for the "Building to House Employees" *for which there is an item of \$287,000 for the Maryland State Reformatory for Women in the General Construction Loan of 1947.

The Board also approved the inclusion of a topographic and utilities map as a part of the architectural contract for this construction, in view of the fact that an accurate topographic map is essential.

* also, Cottage to house Employees.

MARYLAND TRAINING SCHOOL FOR BOYS:

Upon the recommendation of the Department of Budget & Procurement, the Board approved the acceptance by Maryland Training School for Boys of the low bid of the Monarch Roofing Company, in the amount of \$2,979, for the renovation of two (2) farm cottages, as provided in the General Construction Loan of 1947.

The Board referred to the Attorney General request received from the Maryland Training School for Boys for authority to designate the item of \$25,000 in the General Construction Loan of 1947 for Maryland Training School for Boys for "Extra Reservoir for Fire Emergencies" as being for "fire doors" for all the cottages as \$25,000 would not replace the water system. In connection with the appropriation the school desires to use approximately \$12,000 for the installation of metal doors in the stairwells of the cottages for fire protection.

MILITARY DEPARTMENT:

Mr. Rennie brought to the attention of the Board request which had been received by Mr. McCusker from the Military Department, advising of the necessity for repairs to the slate roof of the Pikesville Riding Hall immediately, for the use of \$6,974.67 remaining in the Fire Loss Account for Camp Ritchie as these funds will not be needed for those buildings. This amount is requested to supplement other state and federal funds available to the Military Department. It was stated that there is approximately \$16,000 available to the Department in Federal Funds alone for these repairs.

The Board, in view of the estimated cost for these repairs of \$20,000., approved the doing of the necessary work, with the inspection and approval of Mr. Funk, with payment to be made from all funds available to the Military Department without the use of the Fire Loss Account funds. The Board indicated its willingness to consider the matter further after all of these available funds, except the insurance money, have become exhausted.

DEPARTMENT OF PUBLIC BUILDINGS AND GROUNDS:

The Board approved the award of contract to Monarch Roofing Company in the amount of \$606.00 for roof repairs to the West side of the State House, and also of \$240.00 for additional work which it has been found necessary to do since the work was started, this contract being a part of the work which was contemplated when the Board, prior to this meeting, authorized repairs to the State House roof up to \$2,000.00. Payment for this work is to be made from funds available for improvements to public buildings in the General Bond Issue of 1941.

DEPARTMENT OF TIDEWATER FISHERIES:

Mr. Miles brought to the attention of the Board opinion which had been received from the Attorney General relative to the several requests made to the Board by the Department of Tidewater Fisheries for the use of funds appropriated in the General Construction Loan of 1947. It was the opinion of the Attorney General that the patrol boats may be purchased from the proceeds of the loan, whereas, the binoculars, rifles, automatic pistols, radios and airplane may not, except to the extent that they are to be part of the equipment of the new patrol boats.

In the light of this opinion, the Board disapproved the purchases requested by the Department of Tidewater Fisheries under date of August 1, 1947, except as covered by the opinion.

The Board approved the purchase of the two (2) patrol boats for which authority had been requested on August 7, 1947, with payment to be made from the General Construction Loan of 1947.

The Board was unable to approve the purchase of the airplane, as requested, but did discuss what the situation would be were the plane requested of the amphibious type. Mr. Miles advised that the Attorney General had felt that the purchase of an amphibian plane might well be construed to be within the provisions of the law.

THE MINERS HOSPITAL:

The Board ^{approved} request of The Miners Hospital to expend the additional sum of \$1,062.18 in connection with existing contracts, as well as a contract award to Leo Chambers for painting in the amount of \$1,500.00, with payment to be made from the General Construction Loan of 1947.

MONTROSE SCHOOL FOR GIRLS:

The Board approved request of Montrose School for Girls for authority to accept the low bid of H. T. Campbell Sons Corporation, in the amount of \$15,363, for repairs to roads at that institution. As there is only \$15,000 available for this work in the General Construction Loan of 1947, the school requested authority to expend the sum of \$363.00 from the appropriation for deferred maintenance. The Board was agreeable to this request, but stated that information should be furnished the Board as to which specific item within the deferred maintenance projects was to be charged with this amount.

Mr. Rennie advised the Board that Blair Bros. had requested that their bid in the amount of \$2,950.00 for painting renovations, etc. for the Old Mansion House of Montrose School for Girls be withdrawn.

Therefore, the Board approved acceptance of the bid of J. R. Rimbey, in the amount of \$2,960.00, for the doing of this work.

SPRINGFIELD STATE HOSPITAL:

The Board, having approved a request at its meeting of August 6th, 1947, authorized Springfield State Hospital to purchase two (2) dishwashing machines through the Department of Budget and Procurement at an estimated cost of \$5,000. As there is but \$4,200.00 allotted in the General Construction Loan of 1947 for this item, the Board approved the use of the sum of \$800.00 in this connection from the item "deferred maintenance of plumbing lines and fixtures" in said Loan.

The Board approved request of Springfield State Hospital for authority to purchase one gas range at a cost of approximately \$650.00 to replace an old range which has been discarded, with payment to be made from the item of \$3,200.00 for "electric or gas ranges" in the General Construction Loan of 1947.

ST. MARY'S FEMALE SEMINARY:

Upon the recommendation of Mr. Funk, the Board approved the acceptance of a low bid for the waterproofing of one end of the main building at St. Mary's Female Seminary, for which the estimated cost is \$1200.00. The sum of \$2,500.00 is available in the General Construction Loan of 1947 for items of this nature.

STATE PARK:

A letter from Mr. Howard I. Scaggs, Jr., of Baltimore, in which advice was given that approximately 238 acres of land on the Patuxent River in Calvert County will be for sale shortly, was presented to the Board for consideration in connection with the matter of selection of a site for the bayside park for which funds are available at this time.

The Board requested that the matter be referred to the Board of Natural Resources for consideration and recommendation.

UNIVERSITY OF MARYLAND:

The matter of request of the University for the transfer of \$9,092.62 of General Fund balances as of the close of the fiscal year, June 30, 1947, to supplement funds available for the construction of a poultry experimental station at Salisbury was brought to the attention of the Board as the Governor did not feel he should approve a budget amendment covering this transfer without the Board having knowledge of the transaction. The General Construction Loan of 1947 appropriates \$50,000 for this poultry laboratory, and the Board had, at its meeting of June 23, 1947, approved the sale of a farm not now needed by the University of Maryland located at Ridgely, Maryland, and the proceeds to be made available for the construction of this laboratory.

The Board felt that before any further amounts could be approved in connection with this project, Dr. Byrd should furnish a statement as to the real amount he feels will be needed for this work. Also, the Board felt that consideration should be given to whether the University is limited to the amount appropriated in the General Construction Loan of 1947. Further, that Mr. Funk and Mr. Rennie should be advised as to what plans Dr. Byrd has in this connection.

MARYLAND STATE POLICE:

Mr. Funk called the Board's attention to the fact that the State Department of Health has condemned the present shallow well at the Waldorf Barracks of the Maryland State Police and recommended the drilling of a six inch (6") well and necessary pumping facilities being installed. Mr. Funk stated that the Maryland State Police have \$4,000 available in the Budget under the item "Contractual Services".

The Board approved the appointment of Sandlass, Wieman and Associates, consulting engineers, for the preparation of drawings and specifications for the work recommended by the State Department of Health. Mr. Funk advised the Board that bids were requested from five sources, submitting same, and the Board approved acceptance of the bid of Columbia Pump and Well Company, 232 Callatin Street, N.W., Washington, D.C., as follows:

Drilling and casing well	\$ 3.90 per L.F.
Screen	14.00 per L.F.
Installation of screen and developing and pump testing well	5.00 per Hr.

CLERK OF THE COURT OF APPEALS:

Upon the recommendation of the Department of Budget and Procurement, the Board approved request of the Clerk of the Court of Appeals for authority to install new lighting in that office at an approximate cost of \$1,300.00. Mr. Rennie advised the Board that the Building Engineer of the Department of Budget and Procurement had certain recommendations to make relative to this work, and the Board felt that the Clerk should be advised of these suggestions. Payment for this work is to be made from the budget of 1946, Item #501, of the Clerk of the Court of Appeals, for furnishings for the judges' offices.

COURT COSTS:

Mr. Miles presented to the Board a letter which he had received from the Attorney General, addressed to the Board of Public Works, requesting that provision be made for additional costs which have been assessed in connection with the so-called "Rate Cases". Maryland participated in these cases as one of the group of Northern States which opposed the I.C.C. order which had been fought for by the South and the 1946 Special Session of the Legislature appropriated approximately \$2,500 as Maryland's share of the costs in the Circuit Court of Appeals and the Supreme Court. Attached to the letter of the Attorney General was copy of a letter he had received from Mr. Parker McCollester, Special Assistant Attorney General of the State of New York, advising of the additional assessment, amounting to \$355.62.

The Board ordered these costs paid from the budget of the Board of Public Works, Item #207.

COMPTROLLER OF THE TREASURY:

Upon the recommendation of the Comptroller, the Board approved the compromise settlement suggested by The State Law Department covering the matter of the old pollution fines of \$900.00 due from the office of the Clerk of the Circuit Court for Baltimore County, and the amount due by the bonding company because of a default by former Sheriff C. Ross Mace, of Baltimore County.

The State Law Department advised that a tentative agreement had been reached that the \$900 pollution fine be divided equally between Baltimore County and the State of Maryland without prejudice to either party; and that in view of an opinion of Judge Gontrum (April 4, 1944) the \$500 default of former Sheriff Mace was a common assault fine collected by him and should be paid to Baltimore County. Further, with reference to fines arising under the water fowl, bird and game Article of the Code, these fines, now being held by the County, should be paid to the Comptroller for the use of the Game and Inland Fish Commission, and in addition all fines or penalties imposed for future violations of this Article shall also be paid in total to the Comptroller for the use of the Commission.

The Comptroller was authorized to request the State Law Department to draw the necessary papers to effect such compromise as had been suggested and close these matters.

The Board approved the payment of \$8.61 to Income Tax Division-State Comptroller's Office from Miscellaneous Appropriation No. 2 Item #2 in order that a payment received by the Admissions Tax Division in error may be credited to Account Serial No. HL-3376 of the Cambridge Theatres Company, Gloversville, New York, which is due under the Maryland Income Tax Law.

The Board approved payment by the Comptroller of \$46.10 from Miscellaneous Appropriation No. 2, Item #22, to John Fangikis, trading as Superior Lunchonette, due to the fact that duplicate licenses had been secured for this business during the fiscal year 1947. The Clerk of the Court of Common Pleas had remitted these moneys to the Comptroller at the close of the 1947 fiscal year and was therefore unable to make payment of the refund in this case.

(August 13, 1947)

27D44

The Board approved the payment of the following items from Miscellaneous Appropriation #2, Item #17, fiscal year 1947:

Refund of Excise Tax on Automobiles:

Warrant #14105	\$18.14
Warrant #15739	29.01
Warrant #675 (Tr.)	34.91
Warrant #1393(Tr.)	22.44

Refund of Real Estate Broker's License:

Warrant #14484	30.00.
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The Board approved payment of refunds for Personal Property Penalty under Warrant 27 (Tr.) totaling \$24.00, from item #208-C of the budget of the State Tax Commission, fiscal year 1947.

DEPARTMENT OF CORRECTION:

The Board approved request of the Department of Correction for the transfer of \$6,500.00 from the Maryland House of Correction-State Use Industries Fund*to the Board of Correction-State Use Industries Fund Account, to cover salaries and expenses of the State Use Industries, as recommended by the Board of Correction on July 18, 1947.

*Special Fund.

DEPARTMENT OF MOTOR VEHICLES:

Mr. Rennie submitted a request which had been received from the Department of Motor Vehicles for additional equipment and personnel in connection with the administration of the motor vehicle laws, and more particularly the changes enacted by the 1947 session of the General Assembly.

After a discussion of the matter, the Board authorized the Department of Budget and Procurement to request the firm of Griffenhagen and Associates to make a survey of the situation and submit a recommendation. It is understood that a preliminary survey can be made without cost to the State.

DEPARTMENT OF TIDEWATER FISHERIES:

Mrs. Bartlett advised the Board that advice had been received from the Department of Tidewater Fisheries that they had been unable to obtain an offer of \$250.00 for the boat "Charles" which the Board had previously authorized be sold. An offer of \$200.00 was received from Mr. J. Richley Delahay, of Compton, Maryland, for this boat, and the Board approved its acceptance.

GENERAL EMERGENCY FUND:

The Board approved the allotment of the following items from the General Emergency Fund-1948.

- 1- Court of Appeals - \$300.00 to supplement the salary of the Chief Deputy Clerk.
- 2- Department of Motor Vehicles - \$8,375.00 for temporary additional personnel (5 Senior Clerks and 1 Cashier, Grade II).
- 3- Department of Motor Vehicles - \$2,670.00 for two additional employees in the Commercial Insurance Division.
- 4- Maryland Training School for Boys - \$1,431.00 for the expense of Rust Eradicator treatment in the water system of the school and for boiler water treatment, which condition was termed emergency.
- 5- Montrose School for Girls - \$3,000 for the payment of overtime during the current fiscal year.
- 6- State Employment Commissioner - \$1,524.00 for an additional employee and office equipment to do work in connection with the investigation of criminal records of applicants for employment.
- 7- State Employment Commissioner - \$3,550 for two additional employees and office equipment to do work in connection with the Standard Salary Board.

The Board considered request of St. Mary's Female Seminary for an allotment from the General Emergency Fund to be used to supplement teachers'

salaries for the 1948 fiscal year, and felt that the Special Funds of the institution could be used for this purpose. Approval was given to the use of \$2,000 of Special Funds per annum in the aggregate, for this purpose.

The Board deferred consideration and action regarding the following items as it was felt that the fiscal year was not sufficiently progressed for additional funds to be allotted at this time, for the adjustment of salaries because of salary scale revisions and reclassifications authorized by the State Employment Commissioner.

- 1- Bureau of Mines - \$750.00.
- 2- Maryland State Planning Commission - \$3,385.00.
- 3- Maryland Training School for Boys - \$5,377.00.
- 4- Maryland Training School for Colored Girls - \$2,400 and \$3,732.00.
- 5- Department of State Forests and Parks - \$8,361.00.
- 6- Department of Public Welfare - \$14,390.00 for Maryland Training School for Boys; Montrose School for Girls; and Maryland Training School for Colored Girls.
- 7- State Law Department - \$500.00.

The Board formally approved the allotment of \$8,007.73 for the Department of Motor Vehicles at the close of the fiscal year 1947 necessary to supplement special fund revenues in the amount of \$7,735.61 for salaries and operating expenses of the Property Tax Collection Division, and \$272.12 to Miscellaneous Appropriation #8 to reimburse bonus funds for payments to employees of the Property Tax Collection Division.

LEASES:

The Board approved the execution of the following leases, recommended by the Department of Budget and Procurement:

- State Employment Commissioner - The Paramount Corporation, office space on the 4th floor of 31 Light Street, Baltimore, for a period of four years from October 1, 1947, at an annual rental of \$1350.00.
- State Department of Health - Mr. Harry How, 2517 St. Paul Street, Baltimore, for a period of four years from September 1, 1947, at an annual rent of \$1800.00.
- State Department of Health - The Chesapeake Cadillac Company, for quarters at Charles and 24th Streets, Baltimore, for a term of four years from September 1, 1947, at an annual rental of \$18,800.00.
- State Board of Examiners of Motion Picture Operators of Baltimore City - The Four Star Company, for the second floor of 844 N. Howard Street, Baltimore, for a term of three years from August 1, 1947, at an annual rental of \$300.00.
- Division of Parole and Probation - The Mayor and Council of Hagerstown, for Room No. 301 City Hall, Hagerstown, Maryland, for one year from July 1, 1947, at a rental of \$300.00 per annum.
- Division of Parole and Probation - Eleanor Ford Townshend, for two rooms on the second floor of the Townshend Building, for one year from July 1, 1947, at an annual rental of \$480.00.
- Division of Parole and Probation - Maryland Trust Company, Rooms 401-407, Old Town Building, Baltimore, for two years from July 1, 1947, at an annual rental of \$2,400.00.
- Department of Public Improvements - The Real Estate Holding Company, for fourth floor front suite of premises at 210 E. Lexington Street, Baltimore, for a term of two years from July 15, 1947, at an annual rental of \$3,000.
- The Employment Security Board - G. Russell Benson, offices at 61-65 E. Main Street, Westminster, Maryland, for one year from July 1, 1947, at an annual rental of \$720.00.
- The Employment Security Board - L. W. Gunby Company, first floor at Division and Circle Avenue, Salisbury, Maryland, for one year from July 1, 1947, at a rental of \$3,000 per annum.
- Board of Barber Examiners - Agreement with Vincent A. Cinquegrani, 17 Guilford Avenue, Baltimore, at a monthly rate of \$20.00.
- Board of Mental Hygiene - Safe Deposit and Trust Company of Baltimore, Agent, -511-515 Professional Building, Baltimore, for one year from October 1, 1947, at a rental of \$2,544.00 per annum.
- Department of Labor and Industry - Huldreich Egli, ground floor 400 St. Paul St., lobby 12 E. Mulberry St., 1st, 2nd, and 3rd floors 12 E. Mulberry St., Baltimore, for three years, eight months from November 1, 1947, at \$6,600.00 per annum.

(August 13, 1947)

98012

The Employees' Retirement System of the State of Maryland - Consolidated Gas Electric Light & Power Company of Baltimore, Room 910 Lexington Building, Baltimore, for one year from October 1, 1947, at an annual rental of \$828.00.

Board of Trustees of the Teachers' Retirement System of Maryland - Consolidated Gas Electric Light & Power Company of Baltimore, Room 911, Lexington Building, Baltimore, for one year from October 1, 1947, at an annual rental of \$1,392.00.

State Auditor - Standard Oil Company of New Jersey, renewal of present lease, for a term of two years, eight and one-half months, at an rental of \$4,050.00.

The Board approved a \$5.00 additional monthly rent to cover the cost of constructing an addition to field laboratory building at Hancock, Maryland, to house heating equipment, by the University of Maryland. The previous increase of \$5.00 per month approved for this laboratory was to cover the cost of installation and operation of heating equipment. The new monthly rental will be \$35.00.

The Board approved request of the State Comptroller for authority to rent offices on the sixth floor of the Davison Building, Baltimore, for the use of the Retail Sales Tax Division. This space is now under lease to Harry Levin and Associates. However, the owners have agreed to allow the State to take over the present lease until October 1, 1947 and will then make a new lease for the period October 1, 1947 to December 31, 1948, at a rental of \$225.00 per month. The Board also approved recommendation of the Comptroller that the carpet now on the floors of these offices, which floors are in bad condition and the owners of the building are not willing to improve them, be purchased from the present tenants for \$100.00.

MARYLAND STATE POLICE:

Mr. Rennie submitted to the Board request of the Maryland State Police that there be some adjustment at this time in the subsistence to uniformed personnel due to the fact that as of June 30, 1947, all bonus payments to State employes ceased. The employes of the Maryland State Police were receiving bonus payments and \$2.70 per day subsistence prior to July 1, 1947.

After a discussion of the matter, the Board approved payment of subsistence to uniformed personnel up to a maximum of \$3.50 per day, with the understanding that this would have to be paid from the funds available to the Maryland State Police in the current budget. However, the Board felt that a detailed record should be maintained of the exact amounts expended under this increased allowance, and requested that the department be so advised by the Secretary.

MARYLAND HISTORICAL SOCIETY:

Mrs. Bartlett brought to the attention of the Board a request which had been received by Mr. Miles from Mr. Heyward E. Boyce, Treasurer of the Maryland Historical Society, that a balance of \$215.21 which remains for the Maryland George Washington Commission, of which Mr. Boyce is also Treasurer, be turned over to the Maryland Historical Society. It was stated that this was felt to be a fair disposition of the funds due to the fact that the overhead expense of the celebration had been under the direction of the Officers and Staff of the Society.

After a discussion of the matter, the Board approved this request.

MARYLAND OLD LINE CONFEDERATE SOLDIERS' HOME:

Mrs. Bartlett submitted an inquiry which had been received by Mr. McCusker from Mr. E. Steuart Vaughan, of Baltimore, asking whether the State would be interested in selling the property at Pikesville known as the "Confederate Home".

The Board requested Mrs. Bartlett to advise Mr. Vaughan that the State is not interested in a sale of the property at this time.

(August 13, 1947)

MARYLAND STATE POLICE:

Mrs. Bartlett submitted to the Board two deeds which were prepared by The State Law Department for the Maryland State Police covering plots of ground to be used in the re-location of the County Road which now by-sects the property of the Waldorf Barrack in Charles County and which interferes with the operation of that station. The County Commissioners of Charles County are anxious to go ahead with this construction at their expense. Mr. John E. Dean and Margaret M. Dean, his wife are deeding over to the State ground on the north-east boundary of this location that will enable the Charles County authorities to construct the road - and, in return, Col. Ober recommended that the State deed to Mr. Dean certain footage abutting Route #303 that will not interfere with use of the property by the Maryland State Police. In connection with both of these deeds plats showing the details of this project were submitted for the files of the Board.

The Board approved execution of the deed to Mr. Dean by the Department of Maryland State Police, and acceptance of the deed from Mr. Dean in connection with this relocation of the County Road.

MORGAN STATE COLLEGE:

Mr. Rennie called attention to the fact that the scholarship awards of Morgan State College for the 1947 summer semester had not cleared through the Department of Budget and Procurement, although he understood that these payments had been made by the Comptroller's Office. The transmittal in question was submitted in the amount of \$16,346.50.

The Board approved the payments in question subject to verification by the Department of Budget and Procurement, together with report of the Scholarship Committee of Morgan State College, covering the grants for the summer session of 1947.

THE NORTHERN CENTRAL RAILWAY MORTGAGE:

Mrs. Bartlett submitted to the Board for approval and execution Partial Release of Mortgage of property belonging to the Northern Central Railway Company for a parcel of land situate in the City of York, which the Northern Central Railway Company has contracted to sell to P. A. and S. Small Company, together with Resolution approving the sale submitted by the Company, Certification of the Resolution, Blue Print of the premises in question, and letter of The State Law Department advising Mr. McCusker that these instruments have been examined by that department and that the requirements of Chapter 978 of the Acts of 1945 have been met in every respect.

The Board approved execution of the Partial Release of Mortgage.

REGISTER OF WILLS:

Mrs. Bartlett submitted to the Board a request which had been received from Mr. Carlton V. West, Register of Wills for Caroline County, for authority to write-off as uncollectible inheritance taxes totaling \$249.65, as shown in the report of the State Auditor for the office of the Register of Wills for Caroline County covering the period October 1, 1940 to June 30, 1945. With his letter of July 22, 1947, Mr. West submitted copies of his inquiry to the Attorney General relative to this matter and reply of the Attorney General dated July 16, 1947.

In view of the facts that the accounts in question are more than seven years old and involve small amounts, the Board approved the recommendation of the Comptroller that the request of the Register of Wills for authority to write-off these accounts as uncollectible be approved.

STATE DEPARTMENT OF HEALTH:

Mr. Rennie brought to the attention of the Board the matter of request which had been made to Mr. McCusker that the Board approve a detailed budget on the appropriation of \$42,100 in Miscellaneous Appropriations #2, Item #41, to the State Department of Health, for administration costs in connection with Federal aid for hospital construction in Maryland. During the 1947 Session of the General Assembly, these State funds for administration were provided contingent upon the Federal appropriation becoming available. Dr.

(August 13, 1947)

27089

Riley, Director, State Department of Health, advised Mr. McCusker that the President of the United States has signed Public Law #725 providing funds for hospital survey and construction.

The Board felt that before approval could be given to the detailed budget submitted, that the advice of the Attorney General should be obtained as to the responsibility of the Board of Public Works under the Federal Act referred to above, and instructed that the Secretary obtain this information and submit it to the Board at a later date.

STATE EMPLOYEES:

Mrs. Bartlett brought to the attention of the Board an opinion which had been received from the Attorney General relative to the proper procedure to be followed in the matter of vacation allowance upon resignation of State employees. Sometime ago the Board had received a letter from the State Employment Commissioner setting forth, in detail, the method used by his department in calculating accrued vacation leave upon separation from the State service, and also advising the Board of complaints which had been made against that method. In order that there might be no misunderstanding in the matter, an opinion from the Attorney General was requested.

The opinion of The State Law Department, dated August 4, 1947, states "that the interpretation of the complainants is correct. Section 22 of Article 64A of the Code provides that, 'Every classified employee shall receive as vacation in each calendar year a leave of absence with pay for fifteen working days' Thus it is clear that the statute contemplates, and we are advised that the practice has been, that an employee is entitled to fifteen working days exclusive of Saturdays, Sunday and holidays. Obviously the granting of an unused vacation allowance upon resignation should be based upon the same theory if it is to be given at all."

The Board instructed that the Secretary forward a copy of this opinion to the State Employment Commissioner for his guidance, and that he advise the several State departments and agencies of the procedure to be followed.

Mr. Rennie brought to the attention of the Board the matter of an award which was made by the State Industrial Accident Commission to James C. Porter, Carpenter, at Crownsville State Hospital, for injuries sustained while he was on duty, under date of June 30, 1947.

Mr. Rennie also submitted similar information relative to two employees of Spring Grove State Hospital - Lacy M. Vinson and George Simmons, - where injuries were received in line of duty.

In view of previous advice from the State Employment Commissioner to Mr. McCusker that the Attorney General had ruled that payment of such compensation would not be proper under existing laws, the Board was unable to approve payment of the awards in question by the two institutions. In order that the Board might be more fully informed as to this ruling of the Attorney General, request that copy of the opinion of The State Law Department in such instances be furnished the Board of Public Works.

STATE OFFICE BUILDING:

The Board took no action of a possible site for the State Office Building in Baltimore offered by Mr. Charles M. Bandiere, being the Boumi Temple lot and the City's Vocational School combined.

STATE PROPERTY:

Mr. Rennie advised the Board of a request received from the University of Maryland as to the disposition to be made of a hynamotor acquired in 1939 as a gift from the Timonium Fair, and which is not now needed by the University.

The Board authorized Mr. Rennie and Mr. McCusker to contact the Maryland State Fair Board and work out a disposition of the matter to the best advantage of the State.

The Board discussed the matter of procedure to be followed by the Department of Budget and Procurement relative to the disposal of State property received from departments which have gone out of existence, and authorized the Department to use its best judgment in such cases, particularly where there is no known value for the property. It was the feeling of the Board that it would be in order for the State Auditor's office to be advised of all action taken by the Department of Budget and Procurement in this connection in order that there might be no confusion as to inventory records for the several State departments and agencies.

STATE ROADS COMMISSION:

Mr. Rennie brought to the attention of the Board a communication received from Mr. L. H. Steuart, Secretary, State Roads Commission, requesting authority from the Board of Public Works to sell to the Glen Gardens corporations a strip of land 16' wide and 100' long from the rear of the garage lot of the Commission at Glen Burnie, Maryland, in order that the corporation be enabled to construct a 60' wide street, to be known as Frederick Road, within their development. From the request which had been made by Glen Gardens, Inc. to the State Roads Commission it is evident that they intend to dispose of all their holdings in fee, following which it will be up to the County Commissioners of Anne Arundel County to maintain this particular street referred to above - "Frederick Road".

The Board indicated its willingness to approve a deed for the sale of this piece of land, as requested, with the understanding that the Right-of-Way Division of the State Roads Commission will establish a fair and equitable price for the property. The Board requested that the Secretary advise the State Roads Commission accordingly and that the necessary details be worked out between that department and the Attorney General's office.

Mrs. Bartlett brought to the attention of the Board a Lease Agreement, in duplicate, which had been received from the State Roads Commission covering the rental of property belonging to the State Roads Commission, which was acquired in the acquisition of rights of way for the proposed improvement of the Reisterstown-Westminster Highway, and being a two-story frame dwelling, with a rental of \$30.00 per month until the Commission needs the property.

The Board approved execution of this Lease Agreement.

UNIVERSITY OF MARYLAND:

Mr. Rennie advised the Board that the Working Budget of the University of Maryland had been checked and found to be in conformity with the Budget passed by the General Assembly of 1947. Approval of this budget was recommended by the Department of Budget and Procurement.

The Governor stated that in connection with the budget for the University of Maryland, he had received a letter from the Board of Regents of the University recommending a salary of \$20,000 per annum for Dr. H. C. Byrd, President.

Attention was called to the footnote on page one of the Working Budget of the University - "In addition to the income estimated and allocated in the above, arrangements have been effected under which there should be a considerable surplus which the Board of Regents has organized as a method of defraying a part of the cost of a Chapel, a swimming pool, a stadium and a combination auditorium and physical education building".

The Board approved the Working Budget submitted, with a salary of \$20,000 for Dr. Byrd, with the exception of the footnote mentioned above, the items therein having previously been referred to the Attorney General for review and an opinion.

STATE TAX COMMISSION:

Mr. Rennie brought to the attention of the Board a communication which Governor Lane had received from Mr. Albert W. Ward, Secretary, State Tax Commission, dated July 3, 1947, relative to the provisions of Chapter 706 of the Acts of 1947, relative to payment by the State of one-half of the salaries of County and

(August 13, 1947)

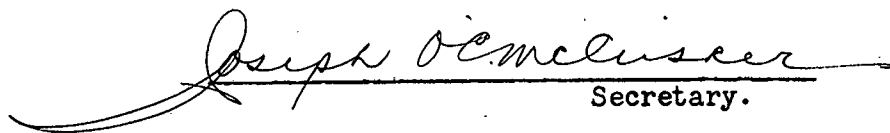
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and Baltimore City Tax Assessors. Mr. Ward had advised the Department of Budget and Procurement that the requirements for 1948 would be \$107,225.00, with 1949 being slightly higher because of salary increments. As there are no funds available in the budget for this expense, it was suggested that the funds might be provided either through the General Emergency Fund; or by allowing the Counties and Baltimore City to pay the full salaries, with the Legislature to appropriate the necessary funds at its next session to make reimbursement of the amounts so expended. Mr. Rennie stated that he understood most of the County budgets had been prepared and approved on the basis of payment by the State at this time of one-half of the salaries, as provided by law, and that any postponement of payment would necessitate a revision of the budgets of the several counties.

The matter was referred to the Attorney General for an opinion as to whether such an item can properly be paid from the General Emergency Fund, under the wording provided in the Budget Law.

ADJOURNMENT:

There being no further business, the meeting was adjourned.


Secretary.

GENERAL EMERGENCY FUND:

Approval was given to the transfer of \$6,100 from the General Emergency Fund to Bowie State Teachers College for the purchase of necessary motor vehicle equipment.

SPRING GROVE STATE HOSPITAL:

The Board approved action taken since the last meeting of authorizing Spring Grove State Hospital to accept the bid of The Davis Construction Company in the amount of \$120,375.00 for remodeling the Center Building Kitchen and Dining Rooms, the Attorney General having advised the Secretary that it would be in order for the Board of Public Works to permit the low bidder either to reform his bid to that which was intended to be made, and which the bidder actually thought was being made, or to withdraw his bid.

